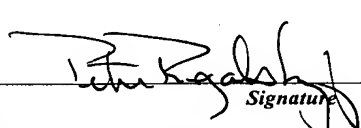
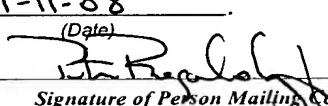
 TRANSMITTAL LETTER (General - Patent Pending)				Docket No. 002.00022 (MEDY/P17930US)	
In the Application of: Alessi					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/689,576	October 20, 2003	D. Ramirez	Not Assigned	1652	
Title: ENZYMES					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is: PTO-2038 Credit Card Payment Form (1 page) Issue Fee Transmittal PTOL-85 (1 page) (in duplicate) Comments on Statement of Reasons for Allowance (2 pages) Self-addressed, stamped postcard for acknowledging receipt of the enclosed materials					
in the above identified application.					
<input checked="" type="checkbox"/> No additional fee is required. <input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 50-0772 as described below. <input type="checkbox"/> Charge the amount of _____ <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 _____ Signature			Dated: January 11, 2008		
Peter Rogalskyj, Esq. Reg. No. 38,601 The Law Office of Peter Rogalskyj P.O. Box 44 Livonia, New York 14487-0044 Tel.: 585-346-1004 Fax: 585-346-1001			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 01-11-08 _____ (Date)  _____ Signature of Person Mailing Correspondence Peter Rogalskyj _____ Typed or Printed Name of Person Mailing Correspondence		
cc:					



002.00022 (MEDY/P17930US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Alessi)	
)	
Serial No.:	10/689,576)	Examiner:
)	D. Ramirez
Filed:	October 20, 2003)	
)	Art Unit:
For:	ENZYME)	1652
)	

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.104(e) and Manual of Patent Examining Procedure § 1302.14, applicant hereby submits comments on the Statement of Reasons for Allowance which accompanied the October 18, 2007, Notice of Allowability in the above-identified patent application.

In the Statement of Reasons for Allowance, the U.S. Patent and Trademark Office states:

Although the prior art discloses human protein kinases, the Examiner has found no teaching or suggestion in the prior art directed to the polypeptide of SEQ ID NO:1 or a protein kinase which comprises (1) amino acids 83-342 and amino acids 450-550 of SEQ ID NO:1, or (2) amino acids 52-556 of SEQ ID NO:1. Therefore, claims 1-3, 5-

- 2 -

8, 16, 18-20, 22-28, 30-32, directed to (A) variants of the polypeptide of SEQ ID NO:1 wherein said variants (1) comprise amino acids 83-342 and amino acids 450-550 of SEQ ID NO:1, (2) comprise amino acids 52-556 of SEQ ID NO:1, (3) differ from the polypeptide of SEQ ID NO:1 solely by 1-4 conservative amino acid substitutions, (4) differ from the polypeptide of (2) solely by 1-4 conservative amino acid substitutions, and (B) methods of use of the polypeptides of (A) are allowable over the prior art of record.

Applicant does not necessarily agree with the characterization of the allowed claims or the reasons for allowance set forth in this statement. Moreover, to the extent that this statement suggests that the pending claims are allowable solely for the reasons set forth therein, applicant disagrees with any such suggestion.

Respectfully submitted,

January 11, 2008
Date

Peter Rogalskyj
Peter Rogalskyj
Reg. No. 38,601

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Facsimile: (585) 346-1001

Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.	
01-11-08 Date	<u>Peter Rogalskyj</u> Peter Rogalskyj